DECISION OF THE EEA JOINT COMMITTEE

No 156/2004

of 29 October 2004

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

(1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 129/2004 of 24 September 2004 ([1]).

(2) Regulation (EC) No 2320/2002 of the European Parliament and of the Council of 16 December 2002 establishing common rules in the field of civil aviation security ([2])was incorporated into the Agreement by Decision of the EEA Joint Committee No 61/2004 of 26 April 2004 ([3]), with country specific adaptations.

(3) Commission Regulation (EC) No 1486/2003 of 22 August 2003 laying down procedures for conducting Commission inspections in the field of civil aviation security ([4])is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 66j (Commission Regulation (EC) No 1217/2003) of Annex XIII to the Agreement:

'66k. **32003 R 1486**: Commission Regulation (EC) No 1486/2003 of 22 August 2003 laying down procedures for conducting Commission inspections in the field of civil aviation security (OJ L 213, 23.8.2003, p. 3).

The provisions of the Regulation shall, for the purposes of the present Agreement, be read with the following adaptation:

The following shall be added to Article 5(3):

"In their respective inspections the Commission may call upon national auditors listed by EFTA States and the EFTA Surveillance Authority may call upon national auditors listed by EC Member States.

([1]) OJ L 64, 10.3.2005, p. 55.

([2]) OJ L 355, 30.12.2002, p. 1. Regulation as amended by Regulation (EC) No 849/2004 (OJ L 158, 30.4.2004, p. 1).

([3]) OJ L 277, 26.8.2004, p. 175.

([4]) OJ L 213, 23.8.2003, p. 3.

In their respective inspections, the Commission and the EFTA Surveillance Authority may invite each other to participate as observers.'"

Article 2

The texts of Regulation (EC) No 1486/2003 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 30 October 2004, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 29 October 2004.

For the EEA Joint Committee
The President
Kjartan JÓHANNSSON

(*) No constitutional requirements indicated.